

HONORABLE JAMES L. ROBERT

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

PUGET SOUND SURGICAL CENTER, P.S.,

Plaintiff,

v.

AETNA LIFE INSURANCE COMPANY,
et al.,

Defendants.

NO. 2:17-CV-01190 JLR

**STIPULATED JOINT MOTION TO
SET BRIEFING SCHEDULE**

NOTE ON MOTION CALENDAR:
MONDAY, JUNE 18, 2018

AND ORDER JLR

Plaintiff Puget Sound Surgical Center PS ("Puget Sound"), and the moving Defendants hereby file this Stipulated Joint Motion to Set a Briefing Schedule for the remaining defendants to respond to the Complaint.

On June 5, 2018, Puget Sound filed Plaintiff's Status Report, advising the Court that it has finalized the service of process in this matter. (Dct. # 67). The Court granted a motion to extend the defendants'¹ time to file an answer, motion, or other responsive motion under Fed. R. Civ. P.

¹ Except for Defendant Anchorage School District Active Employee Open Choice PPO Medical Plan, which was dismissed, and Wesco.

1 12 to 21 days after service of the last defendant named in this proceeding. (Oct. # 25.) The Court
2 So Ordered this extension of time with respect to Defendant Sound Health and Wellness Trust
3 Plan on December 19, 2017. (Oct. # 59).

4 The Parties have discussed a briefing schedule for Defendants' anticipated responses to
5 the complaint, including motions to dismiss, and have agreed to the following:

- 6 1. Defendants shall have 30 days from the date of the filing of Plaintiff's Status Report
7 (6-5-18) to answer, respond, or move with respect to the Complaint.
- 8 2. If any Defendant moves to dismiss, Plaintiff shall have 30 days to file to file a brief in
9 opposition.
- 10 3. If any Defendant moves to dismiss, Defendant shall have 15 days from the filing of
11 the opposition brief to file a reply brief.

11 DATED: June 18, 2018

12 /s/ Robert J. Axelrod
13 Robert J. Axelrod
14 *Admitted Pro Hac Vice*
15 AXELROD LLP
16 830 Third Avenue, 5th floor
17 New York, NY 10022
18 (646) 448-5263
19 rjaxelrod@axelrodllp.com

17 /s/ D.K. Yoshida, WBA # 17365
18 YOSHIDA LAW FIRM, PLLC
19 2025 First Avenue, Suite 1200
20 Seattle, WA 98121
21 (206) 456-7900
22 dyoshida@yoshidalawfirm.com

1 Richard J. Burke
2 QUANTUM LEGAL LLC
3 1010 Market Street, Suite 1310
4 St. Louis, MO 63101
5 (847) 433-4500

6 **Attorneys for Plaintiff Puget Sound**
7 **Surgical Center P.S.**

8 DATED: June 18, 2018

9 /s/ Eric McDonough
10 Eric McDonough
11 *Pro Hac Vice*
12 SEYFARTH SHAW LLP
13 2029 Century Park East, Suite 3500
14 Los Angeles, CA 90067-3021
15 310-201-5200
16 emcdonough@seyfarth.com

17 DATED: June 18, 2018

18 /s/ Steven Douglas Jensen
19 Steven Douglas Jensen
20 Sarah E. Swale
21 JENSEN MORSE BAKER
22 216 First Ave S., Ste 204
23 Seattle, WA 98104
24 206-682-1550
sarah.swale@jmblawyers.com
steve.jensen@jmblawyers.com

Attorneys for Defendant
Sound Health & Wellness Trust Plan

DATED: June 18, 2018

/s/ Matthew G. Kleiner
Matthew G. Kleiner, *Pro Hac Vice*
GORDON REES SCULLY
MANSUKHANI, LLP
101 W. Broadway, Ste. 2000
San Diego, CA 92101
619-230-7419
mkleiner@grsm.com

DATED: June 18, 2018

/s/ Sarah N. Turner
Sarah N. Turner, WSBA #37748
701 Fifth Avenue, Suite 2100

STIPULATED JOINT MOTION TO SET
BRIEFING SCHEDULE (2:17-cv-01190 JLR) - 3

AXELROD LLP
830 Third Avenue, 5th Floor
New York, NY 10022
(646) 448-5263

1 Seattle, WA 98104
2 206-695-5100
3 sturner@grsm.com

4 DATED: June 18, 2018

5 /s/ Courtney Glaser
6 John Shely, *Pro Hac Vice*
7 Courtney Glaser, *Pro Hac Vice*
8 ANDREWS KURTH KENYON
9 600 Travis Street, Ste. 4200
10 Houston, TX 77002
11 713-220-4123
12 jshely@andrewskurth.com
13 cglaser@andrewskurth.com

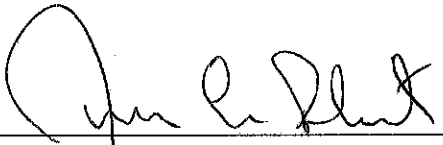
14 **Attorneys for Defendants**
15 **Aetna Life Insurance Company; Aet-**
16 **na, Inc.; Bank of America Health Care**
17 **Plan; Amtrak Health Care Plan;**
18 **America Health Care Plan;**
19 **Nordstrom, Inc. Classic Plan; Star-**
20 **bucks Health Care Plan; Costco**
21 **Wholesale Health Plan**

22
23
24
STIPULATED JOINT MOTION TO SET
BRIEFING SCHEDULE (2:17-cv-01190 JLR) - 4

AXELROD LLP
830 Third Avenue, 5th Floor
New York, NY 10022
(646) 448-5263

1 IT IS SO ORDERED:

2 DATED: 19 June 2018

3
4 
5 HONORABLE JAMES L. ROBART
6 United States District Court Judge
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

CERTIFICATE OF SERVICE

I hereby certify that on June 18, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to those attorneys of record registered on the CM/ECF system. All other parties will be served in accordance with the Federal Rules of Civil Procedure.

DATED this 18th day of June, 2018.

s/ D.K. Yoshida

D.K. Yoshida [WSBA NO. 17365]

YOSHIDA LAW FIRM PLLC

2025 First Avenue, Suite 1200

Seattle, WA 98121

(206) 456-7900

dyoshida@yoshidalawfirm.com